

The Little Traverse Bay Bands of Odawa Indians
Tribal Council Meeting
May 19, 2016
Tribal Council Chambers
7500 Odawa Circle
Harbor Springs, MI 49740

Opening ceremony: Beatrice A. Law

Closed Session: Yes

Call to Order: Meeting was called to order at: 9:11 a.m.

Council Present: Secretary Aaron Otto, Treasurer Marcella Reyes, Councilor Frank Bernard, Councilor Beatrice Law, Councilor Dexter McNamara, Councilor Julia Shananaquet, Councilor Michael Naganashe

Absent: Legislative Leader position, Councilor David Harrington

Legislative Office Staff Present: Legislative Services Attorney Donna Budnick, Legislative Office Manager Michele Portman-LaCount, Sr. Financial Analyst Stella Kay, Legislative Administrative Assistant Tamara Kiogima, General Counsel James Bransky

Executive Officials and Staff Present: Tribal Chair Regina Gasco Bentley

Judicial Officials and Staff: none

Public: Andrew Stich

Invited Guests: Kathy Twardy running for State Representative 107th District, Gaming Enterprise Board Chairperson Denise Petoskey, Odawa Casino Resort General Manager Eric McLester

9:15 a.m. Councilor Harrington arrived.

Motion made by Councilor Law and supported by Councilor Shananaquet to dedicate this meeting in honor of those Tribal Citizens as noted that have walked on since January 1, 2016 (Albert James Colby, Jr., Lawrence Nelson Shananaquet, Allison Michelle Cabra, Herbert Leroy Kesick, Richard Joel Massey, Francis Allen Crossett, Patricia Lynn Dickinson, Peter Paul Dayson, Viola Vernice McNamara, Janet Louise Sagataw, Dillon Paul Dayson)

Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 - Absent

Motion carried.

1 Motion made by Councilor Shananaquet and supported by Treasurer Reyes to
2 adopt the agenda for May 19, 2016 as amended.

3 Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

4 Motion carried.

5
6 Motion made by Councilor Shananaquet and supported by Councilor Harrington
7 to approve the minutes of April 21, 2016 as corrected.

8 Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

9 Motion carried.

10
11 **Kathy Twardy running for State Representative 107th District stopped by to**
12 **introduce herself and provide an overview of her campaign platform.**

13
14 **10:11 a.m.** Motion made by Councilor Law and supported by Treasurer Reyes to
15 go into closed session for confidential business matters.

16 Vote: 7 - Yes, 0 - No, 1 – Abstained (Councilor Harrington), 0 – Absent

17 Motion carried.

18
19 **10:38 a.m.** Motion made by Councilor Harrington and supported by Councilor
20 Shananaquet to return to open session.

21 Vote: 7 - Yes, 0 - No, 1 – Abstained (Councilor Harrington), 0 – Absent

22 Motion carried.

23
24 **10:38 a.m. Councilor Naganashe left the meeting**

25
26 **10:38 a.m. Break**

27 **10:56 a.m. Return**

28
29 Motion made by Treasurer Reyes and supported by Councilor Law to accept the
30 Gaming Enterprise Board Odawa Casino Resort verbal and written 1st Quarter
31 Report for May 19, 2016.

32 Vote: 6 - Yes, 0 - No, 1 – Abstained (Councilor Harrington), 1 – Absent
33 (Councilor Naganashe)

34 Motion carried.

35
36 Motion made by Councilor Law and supported by Councilor Shananaquet to
37 accept the verbal and written Executive Oversight Report as presented by
38 Chairperson Gasco Bentley for May 19, 2016.

39 Vote: 7 - Yes, 0 - No, 0 – Abstained, 1 – Absent (Councilor Naganashe)

40 Motion carried.

41
42 **Legislative Leader Report:** absent.

43
44 **Secretary Report:**

45 i. Documents Delivered to Executive since last meeting:

1
2 -Tribal Resolution #042116-01; Appropriation of supplemental Funding in
3 the Amount of \$10,000 annually in calendar years 2016, 2017, and 2018
4 to Support the Gijigowi Anishinaabemowin Language Department's Native
5 American Language Preservation and Maintenance: LTBB
6 Anishinaabemowin Project. Submitted to the Executive on 04-26-16 and
7 signed on 04-26-16.

8
9 -Tribal Resolution #042116-02; Supplemental Funding in the Amount of
10 \$16,000 for Home Grown Project. Submitted to the Executive on 04-27-16
11 and signed on 04-27-16.

12
13 -Tribal Resolution #042116-03; Appropriation of Funds for the 2017 Fiscal
14 Year Operating Budgets. Submitted to the Executive on 04-26-16 and is
15 still pending.

16
17 -Tribal Resolution #042616-01; Support for Chippewa Ottawa Resource
18 Authority Funding Request to BIA for Dockside Inspection Training.

19
20 ii. Vetoes: none

21
22 iii. Phone Poll:
23 04/26/16 Reason for Phone Poll: Motion to adopt Tribal Resolution
24 #042616-01; Support for Chippewa Ottawa Resource Authority Funding
25 Request to BIA for Dockside Inspection Training.
26 Vote: 7-yes, 0-no, 0-abstained, 1-absent (Councilor Shananaquet)

27
28 Motion made by Treasurer Reyes and supported by Councilor Law to accept
29 Secretary Otto's verbal and written as provided on the agenda for May 19, 2016.
30 Vote: 7 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Councilor Naganashe)
31 Motion carried.

32
33 **Treasurer Report:**

34 i. Appropriations and Finance Committee update:

- 35
36 - 2017 Budget Hearings and April 12, 2016.
37
38 - Phone Polls- April 18, 2016-Motion to recommend Tribal Council adopt
39 Tribal Resolution Appropriation of Funds for the 2017 Fiscal Year
40 Operating Budgets.
41
42 - Recommendations for Tribal Council to pass:
43 *Certified Motion #051916-01; Request for Funding from National*
44 *Park Service Tribal Historic Preservation Fund Operations Grant*
45 *FY 2016.*

1 *Certified Motion #051916-02; Funding from the Bureau of Indian*
2 *Affairs IRR Tribal Transportation Program – Funding for FY 2016*
3 *Funds.*

4 *Certified Motion #051916-03; Request for Funding from the Great Lakes*
5 *Fishery Commission Sea Lamprey Research.*

6 *Certified Motion #051916-04; Funding from the U.S. Department of*
7 *Health and Human Services Indian Health Service – Sanitation Program*
8 *Well & Septic Systems Contract BE-15-J53 Modification #02.*

9 *Certified Motion #051916-05; Funding from the U.S. Department of*
10 *Health and Human Services Indian Health Service Little Traverse Bay*
11 *Bands of Odawa Indians 2016 Annual Funding Agreement, Award*
12 *Increase Mod 16-2.*

13 *Certified Motion #051916-06; Request for Funding from the United States*
14 *Environmental Protection Agency, Little Traverse Bay Bands of Odawa*
15 *Indians, Performance Partnership Grant 2017-2018.*

16 *Certified Motion #051916-07; Request for Funding from the*
17 *Administration on Children, Youth and Families State and Tribal Indian*
18 *Child Welfare Act Implementation Partnership Grants.*

19 *Certified Motion #051916-08; Request for Funding from the Substance*
20 *Abuse and Mental Health Services Administration, Center for Substance*
21 *Abuse Prevention Strategic Prevention Framework for Prescription Drugs.*

- 22
23 - Last Meetings: April 12, 2016 & May 10, 2016 at 1:00 pm
24 - Next Meeting: June 14, 2016 at 1:00 pm

25
26 Motion made by Councilor Law and supported by Councilor Shananaquet to
27 accept the Treasurer Reyes' Appropriations and Finance Committee verbal and
28 written report as provided on the Agenda for May 19, 2016.

29 Vote: 7 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Councilor Naganashe)
30 Motion carried.

31
32 **Verbal update provided by Councilor Shananaquet regarding the U.S.**
33 **District Attorney visit.**

34
35 **Tribal Council Travel Reports:** none.

36
37 Land and Reservation Committee update:

- 38 - Last Meetings: April 15, 2016 & May 13, 2016 at 9:00 a.m.
39 - Next Meeting: June 17, 2016 at 9:00 a.m.

40
41 Motion made by Councilor Law and supported by Councilor McNamara to accept
42 Treasurer Reyes' verbal Land and Reservation Committee report for May 19,
43 2016.

44 Vote: 7 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Councilor Naganashe)

1 Motion carried.

2
3 **11:45 a.m.** Public Comment opened:

- 4 - Andrew Stich spoke regarding Appellate Justice cases not starting on
5 time; Tribal Council attendance at the S. Garrett Beck case; Tribal
6 Council attendance at the Annual Community Meeting.
7

8 **11:51 a.m.** Public comment closed.
9

10 Ethics Committee:

- 11 -Last Meetings: April 11, 2016, May 9, 2016 & May 18, 2016
12 -Next Meeting: Special Meeting May 23, 2016 at 9:00 a.m. and June 16,
13 2016 at 9:00 a.m.
14

15 Motion made by Treasurer Reyes and supported by Councilor McNamara to
16 accept the Ethics Committee verbal report as provided by Councilor Law for May
17 19, 2016.

18 Vote: 7 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Councilor Naganashe)

19 Motion carried.
20

21 **11:58 a.m.** Lunch Break

22 **1:31 p.m.** Returned. Treasurer Reyes and Councilor Law absent

23 **1:34 p.m.** Treasurer Reyes and Councilor Law arrived
24

25 Motion made by Councilor Law and supported by Treasurer Reyes to accept
26 Senior Financial Analyst Stella Kay's verbal and written report for May 19, 2016.

27 Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

28 Motion carried.
29

30 Motion made by Councilor Shananaquet and supported by Councilor Law to
31 accept Legislative Services Attorney Budnick's verbal and written report for May
32 19, 2016.

33 Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

34 Motion carried.
35

36 Motion made by Councilor Shananaquet and supported by Treasurer Reyes to
37 accept General Counsel Bransky's verbal report May 19, 2016.

38 Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

39 Motion carried.
40

41 **2:25 p.m.** Recess

42 **2:39 p.m.** Returned
43

1 Motion made by Councilor Harrington and supported by Councilor Law to accept
2 the Legislative Office Manager Portman-LaCount's verbal and written report for
3 May 19, 2016.

4 Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

5 Motion carried.

6
7 **3:02 p.m.** Public Comment opened: no comments.

8 **3:03 p.m.** Public Comment closed

9
10 Motion made by Councilor Shananaquet and supported by Treasurer Reyes to
11 approve Tribal Council attendance to the Partners in Action July 19-21, 2016 in
12 Sault Ste. Marie MI.

13 Vote: 7- Yes, 1 – No (Councilor McNamara), 0- Abstained, 0– Absent

14 Motion carried.

15
16 Motion made by Secretary Otto and supported by Treasurer Reyes to approve
17 (3) Tribal Councilors to attend the National Congress of American Indians Annual
18 Conference October 9-14, 2016 in Phoenix AZ.

19 Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

20 Motion carried.

21
22 Motion made by Secretary Otto and supported by Councilor Law to approve
23 Certified Motion #051916-01; Request for Funding from National Park Service
24 Tribal Historic Preservation Fund Operations Grant FY 2016.

25 Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

26 Motion carried.

27
28 Motion made by Councilor Harrington and supported by Councilor Law to
29 approve Certified Motion #051916-02; Funding from the Bureau of Indian Affairs
30 Indian Reservation Roads Tribal Transportation Program – Funding for FY
31 2016 Funds.

32 Vote: 7 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Councilor Shananaquet)

33 Motion carried.

34
35 Motion made by Councilor Naganashe and supported by Treasurer Reyes to
36 approve Certified Motion #051916-03; Request for Funding from the Great Lakes
37 Fishery Commission Sea Lamprey Research.

38 Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

39 Motion carried.

40
41 Motion made by Secretary Otto and supported by Councilor Naganashe to
42 approve Certified Motion #051916-04; Funding from the U.S. Department of
43 Health and Human Services Indian Health Service – Sanitation Program Well &
44 Septic Systems Contract BE-15-J53 Modification #02.

45 Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

1 Motion carried.

2
3 Motion made by Councilor Law and supported by Treasurer Reyes to approve
4 Certified Motion #051916-05; Funding from the U.S. Department of Health and
5 Human Services Indian Health Service Little Traverse Bay Bands of Odawa
6 Indians 2016 Annual Funding Agreement, Award Increase Mod 16-2.

7 Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

8 Motion carried.

9
10 Motion made by Councilor Naganashe and supported by Councilor Law to
11 approve Certified Motion #051916-06; Request for Funding from the United
12 States Environmental Protection Agency, Little Traverse Bay Bands of Odawa
13 Indians, Performance Partnership Grant 2017-2018.

14 Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

15 Motion carried.

16
17 Motion made by Treasurer Reyes and supported by Councilor Law to approve
18 Certified Motion #051916-07; Request for Funding from the Administration on
19 Children, Youth and Families State and Tribal Indian Child Welfare Act
20 Implementation Partnership Grants.

21 Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

22 Motion carried.

23
24 Motion made by Councilor Naganashe and supported by Secretary Otto to
25 approve Certified Motion #051916-08; Request for Funding from the Substance
26 Abuse and Mental Health Services Administration, Center for Substance Abuse
27 Prevention Strategic Prevention Framework for Prescription Drugs.

28 Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

29 Motion carried.

30
31 Motion made by Councilor Shananaquet and supported by Treasurer Reyes to
32 approve Tribal Council attendance at the Great Lakes Native American
33 Conference in Mt. Pleasant Michigan August 10-12, 2016.

34 Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

35 Motion carried.

36
37 Motion made by Councilor Law and supported by Councilor Shananaquet to post
38 to Legislative Agenda in the Odawa Register Waganakising Odawak DRAFT
39 Statute Office of Finance and Revenue.

40 Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

41 Motion carried.

42
43 Motion made by Councilor Shananaquet and supported by Councilor McNamara
44 to amend the agenda to include the following: Odawa Economic Development

1 Management Inc. assignment and Leases of LTBB Trust Land Regulations,
2 REG-WOS 2014-017 051916-004 and the change of the July work-session and
3 meeting dates.

4 Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

5 Motion carried.

6
7 Motion made by Councilor Shananaquet and supported by Councilor Harrington
8 to assign Tamara Kiogima to the Odawa Economic Development Management
9 Inc., for a 5-year term ending May 31, 2021 and amend the Charter to reflect the
10 assignment.

11 Vote: 5 - Yes, 3 – No (Secretary Otto, Treasurer Reyes, Councilor Naganashe),
12 0 - Abstained, 0 – Absent

13 Motion carried.

14
15 Motion made by Councilor Shananaquet and supported by Councilor Law to
16 approve REG-WOS 2014-017 051916-004 Leases of LTBB Trust Land
17 Regulations.

18 Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

19 Motion carried.

20
21 Motion made by Councilor Shananaquet and supported by Treasurer Reyes to
22 change the Tribal Council work-session and Tribal Council meeting from July
23 19th and 21st, respectively, to July 26th and July 28th.

24 Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

25 Motion carried.

26
27 4:03 p.m. Motion made by Councilor Shananaquet and supported by Councilor
28 Law to adjourn.

29 Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

30 Motion carried.

31
32
33 Please contact the Legislative Office at 231-242-1403, or 231-242-1404 for
34 additional updates and clarifications of these minutes as presented.

35
36 These Minutes have been read and approved as written (or) corrected: (delete
37 either the word “written” or “corrected” as pertains to how the minutes were
38 approved.)

39
40
41
42 _____
43 Aaron Otto, Tribal Council Secretary

Date